GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – MA&UD Department — Vijayawada Municipal Corporation- Allegations of irregularities in construction/building deviations against approved plans in Vijayawada Municipal Corporation - Departmental proceedings initiated against Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation under - Inquiry conducted – Imposing a penalty of " withholding of 3% pension for a period of two (2) years" – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.914 **Dated.28.12.2023.**

Read the following:

1) From the Director General, G.A. (V&E) Department, Vigilance Report No.64(C.No.3930/V&E/Sec-II/D1/2018), dated 24.06.2019.
2) GO.Ms.No.70, MA&UD(Vig.II) Dept., dated.22.07.2021.
3) G.O.Rt.No.369, MA&UD (Vig.II) Dept., dated.23.07.2021.
4) Common letter dated: 10.08.2021 of Charged Officers, along with the dated acknowledgements of received copies.
5) G.O.Rt.No.538, MA&UD (Vig.II) Department, dated.29.09.2021.
6) Inquiry Report dated: 22.12.2021 of Sri S.Chakrapani, Joint Director & Enquiry Officer, AP RERA, Vijayawada.
7) Govt.Memo.No.2808189 (e.No.980444)/Vig.II/2019, Dated: 01.09.2022.
8) Written representation of Sri A. Lakshmana Rao, the then City Planner (retired), dated: Nil
9) Govt.Memo.No.2808189/Vig.II/2019/A1(E-980444), dated.28.03.2023.
10) Explanation of Sri A. Lakshmana Rao, the then City Planner (now retired), dt: 04.05.2023 .
11) Govt. Letter No. 2808189/Vig.II/2019/A1(E-980444), dated.10.08.2023.
12) From the Secretary, A.P. Public Service Commission, Letter No.GAD03-APPS0DCC/86/2023-DEC.SEC-APPSC(Computer No.2195516), dated.15.11.2023.

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ORDER:-

Based on the recommendations of Director General, Vigilance & Enforcement Department made in the reference 1st read above, Government initiated disciplinary proceedings by framing articles of charges under Rule – 9 of A.P.Revised Pension Rules, 1980 read with Rule-20 of A.P. Civil Services (Classification, Control and Appeal) Rules, 1991 on the allegations of irregularities in construction/building deviations against approved plans in Vijayawada Municipal Corporation against Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation with a direction to submit his written statement of defense, vide reference 3rd read above.

2. Subsequently, after following due procedure, the Government appointed Sri S.Chakrapani, Joint Director, AP RERA, Vijayawada, as an Inquiry Officer to conduct inquiry into the Charges framed against the charged officer, among others, vide reference 5th read above. The Inquiry Officer conducted inquiry and submitted the Inquiry Report vide 6th read above.

(P.T.O)

3. Government after careful examination of the Inquiry Report, submitted by the Inquiry Officer, observed certain disagreement factors and accordingly, disagreed with the findings of Inquiry Officer.

4. In the reference 7th read above, a copy of inquiry report along with disagreement factors was communicated to the charged officer, among others, with a direction to submit his written representations, if any, on the findings of the Inquiry Officer and the disagreement factors observed by the Government, in terms of Rule 21 (2) of APCS (CCA) Rules, 1991 and the charged officer Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation submitted his written representation vide reference 8th read above.

5. Govt. after examining the matter, have provisionally decided to impose a penalty of "withholding of 3% pension for a period of two (2) years" against Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation and in the reference 9th read above, a show cause notice has been issued to the charged officer, as to why the said penalty shall not be imposed on him. In the reference 10th read above, the charged officer has submitted his explanation and requested to drop all the charges framed against him. He has not putforth any new grounds in his explanation for consideration.

6. Government after careful examination of the matter, it has been provisionally decided to impose a penalty of "withholding of 3% pension for a period of two (2) years" against the charged officer Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation in terms of Rule-9 of A.P. Revised Pension Rules, 1980. In the reference 11th read above, the Secretary, A.P. Public Service Commission was requested to convey the concurrence of the Commission to the Government's proposal.

7. Whereas, in the reference 12th read above, the Secretary, A.P. Public Service Commission has informed that, Commission agreed with the proposal of the Government to impose a penalty of "withholding of 3% pension for a period of two (2) years" against Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation and advised accordingly.

8. Whereas, Government after careful and detailed examination of the matter, have decided to impose a penalty of "withholding of 3% pension for a period of two (2) years" against Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation; as it is found that, being head of the town Planning wing, his responsibility reflects poor control over the unauthorized constructions and inaction over his subordinates.

9. Accordingly, Government hereby impose a penalty of "withholding of 3% pension for a period of two (2) years" on Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation; under Rule 9 of A.P. Revised Pension Rules, 1980; as a head of the town planning wing, his responsibility reflects poor control over the unauthorized constructions and in action over his subordinates.

(Cont..3)

10. The Director of Town & Country Planning, A.P., Mangalagiri shall take necessary further action in the matter accordingly.

11. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y.SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri A. Lakshmana Rao, the then City Planner (retired), Vijayawada Municipal Corporation - **through** the DTCP, A.P., Mangalagiri.
The Director of Town & Country Planning, A.P., Mangalagiri.

Copy to:

The Director General, G.A. (V&E) Department, A.P., Vijayawada.
The Secretary to A.P. Vigilance Commission, 5th Block, A.P. Secretariat.
The Secretary, A.P. Public Service Commission,
2nd Floor, MG Road ,Opp Indira Gandhi Municipal Stadium ,
Vijayawada.
The Principal Accountant General (A&E), A.P., Vijayawada.
The Pay and Accounts Officer,
Plot. No. 11, KJ Systems Building,
Near APIIC *IT Park, Mangalagiri.*
SF/SCs.

//FORWARDED BY ORDER//

SECTION OFFICER.